

PATENT APPLICATION

Applicant: Joseph Z. Wascow

) I hereby certify that this paper is being deposited
) with the United States Postal Service as FIRST-
) CLASS mail in an envelope addressed to:
) Commissioner for Patents, P.O. Box 1450,
) Alexandria, VA 22313-1450 on this date, 10/1/90

Date 9/9/04 Registration No. 7674

Date 1/21/98 Registration No. 261
F-CLASS.WCM Attorney for Applicant(s)
Appr. February 20, 1998

Appr. February 20, 1998

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In response to the office action dated August 13, 2004, applicant provisionally elects the claims of Group III for prosecution, with the election being made with traverse.

Applicant believes that the three-way restriction, while possibly in compliance with § 806.05(c) of the MPEP, is unnecessary and burdensome as it substantially increases the cost of prosecution of the application. The election of Group

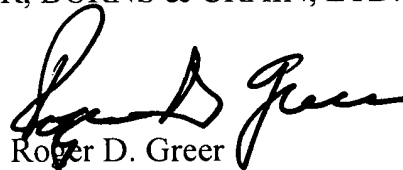
III requires the examiner to perform a search that is necessarily sufficiently comprehensive to cover all three groups and there is little, if any, added burden by maintaining all claims for simultaneous prosecution. Additionally, if the broad combination is subsequently found to be unallowable, the MPEP specifically states that the question of rejoinder must be considered. In the present application, it is believed that the question of rejoinder would have to be considered if claim 2 is unallowable without the details of the bevel adjustment detent mechanism.

For these reasons, reconsideration of the restriction requirement is requested.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By



Roger D. Greer

Registration No. 26,174

September 9, 2004

300 South Wacker Drive, Suite 2500
Chicago, Illinois 60606
(312) 360-0080
Customer No. 24978



0212.66426

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph Z. Wascow

Serial No.: 10/613,717

Conf. No.: 4989

Filed: 7/3/2003

For: CIRCULAR SAW HAVING BEVEL AND
DEPTH OF CUT DETENT

Art Unit: 3724

Examiner: Choi, Stephen

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) date.

) 9/9/04 Roger D. Greer
) Date Registration No. 26,174
) F-CLASS.WCM Attorney for Applicant(s)
) Appr. February 20, 1998
)
)
)

TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-150

Sir:

- (X) Enclosed is a Response to Election/Restriction Requirement.
- () Petition for Extension of Time (in duplicate), with check in the amount of \$_____.
- (X) If a Petition under 37 C.F.R. §1.136(a) for an extension of time for response is required to make the attached response timely and does not separately accompany this transmittal, Applicant(s) hereby petition(s) under 37 C.F.R. §1.136(a) for an extension of time for response in the above-identified application for the period required to make the attached response timely.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

300 South Wacker Drive – Suite 2500
Chicago, Illinois 60606
Telephone: (312) 360-0080
Facsimile: (312) 360-9315
Customer Number 24978

By: Roger D. Greer
Roger D. Greer
Registration No. 26,174